



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Art Unit 3749

Antonelli Terry Stout & Kraus
Suite 1800
1300 North Seventeenth Street
Arlington, VA 22209

In re Applicant	:	DECISION ON RESUBMITTAL
Kato, et al.	:	OF PETITION TO WITHDRAW
Serial No. 09/461432	:	THE HOLDING OF ABANDONMENT
Filed: December 16, 1999		
For: VACUUM PROCESSING APPARATUS		
AND OPERATING MEHTOD		
THEREFOR		

This is a decision on the petition filed Sept. 7, 2000 requesting the withdrawal of the holding of abandonment in the above-identified application. Petitioner alleges that the Notice of Allowance mailed March 20, 2000 was never received from the office.

The Petition is granted.

Petitioner contends that the Notice of Allowance was never received, submits as evidence the necessary statement attesting to the non-receipt of the Office Action and a photocopy of the firms issue fee due docketing records for this application covering the period for June 20, 2000. The evidence is sufficient to establish that the Notice of Allowance mailed March 20, 2000 was not received by the applicant. Therefore, the holding of abandonment is withdrawn, the March 20, 2000, Notice of Allowance is vacated, and a new Notice of Allowance, with a new due date for the issue fee, will be mailed.

A new Notice of Allowance will be processed and mailed in due course.

Richard A. Bertsch

Richard A. Bertsch, Director
Groups 3740 & 3750
Phone: (703) 308-1935
Fax: (703) 308-7764

MAILED

DEC 5 2000

**Director's Office
Group 3700**